

REMARKS

Claims 1-25 were pending in the application. The final Office Action dated January 9, 2008 rejects claims 1-25.

This paper amends claims 1, 8, and 9, cancels claims 7 and 10-25, and adds claims 33-41. Applicant is not conceding that the subject matter encompassed by claims 1, 7-9, and 10-25 prior to this Amendment is not patentable over the art cited by the Examiner. Claims 1, 8, and 9 were amended and claims 7 and 10-25 were cancelled in this Amendment to facilitate expeditious prosecution of the application. Applicant respectfully reserves the right to pursue claims, including the subject matter encompassed by claims 1, 7-9, and 10-25 as presented prior to this Amendment and additional claims in one or more continuing applications.

Claims 1-6, 8, 9, and 33-41 are now pending in the application.

Applicant's undersigned representative thanks Examiner Joo for his time and courtesy during the telephonic interview of April 9, 2008. During the interview, they discussed a proposed amendment to claim 1 with respect to cited references Resnick and Szeto. In concurrence with Examiner Joo's Interview summary, agreement was reached that the proposed amendment, with additional suggested amendments such as indicating that the user receives the body-less email, sends a command to convert the body-less email into synchronous communications, and communicates with another user using the synchronous communications, would overcome the rejections based on Resnick and Szeto. As now set forth, applicant has amended claim 1 in accordance with the proposed and suggested amendments.

Claim Rejection under 35 U.S.C. §101

The Office Action rejects claims 23-25 under 35 U.S.C. §101 because the

claimed invention is directed to non-statutory subject matter. In view of the cancellation of these claims, applicant submits that the rejections are moot.

Claim Rejection under 35 U.S.C. §102

The Office Action rejects claims 1-2, 10-11, 18, and 23 under 35 U.S.C. §102(b) as being anticipated by Request for Comments: 2822, P. Resnick (RFC 2822). In view of the present amendment to claim 1, which was made in accordance with the suggestions proposed during the telephonic interview and restated in Examiner Joo's interview summary, applicant respectfully submits that the rejection is overcome.

Claim Rejections under 35 U.S.C. §103

The Office Action rejects claim 3 under 35 U.S.C. §103(a) as being unpatentable over Szeto (US Publication No. 2004/0215721) in view of Rukman (US Publication No. 2004/0185883); claims 4 and 12 over Kalfas in view of Whittle (US Publication No. 2005/0050462); claims 5, 13, 20, and 25 over Kalfas in view of Lenoir (US Patent No. 7,231,082); claims 6, 19, and 24 over Szeto in view of Kalfas; and claims 7-9, 14-17, 21, 22 over RFC 2822 in view of Szeto. Applicant respectfully traverses these rejections to the extent they are maintained against pending claims, as amended, because each of these claims is a dependent claim that depends directly or indirectly from patentable independent claim 1, and incorporates all of its limitations and, therefore, is patentable for at least this reason.

New claims 33-41

Claims 33-41 are dependent claims, which depend directly or indirectly from allowable independent claim 1, and therefore are allowable as written for at least this reason. Moreover, each dependent claim also recites an additional limitation, which, in combination with the elements and limitations of its independent claim, further distinguishes that dependent claim.

CONCLUSION

Applicant submits that this paper provides a response for all pending claims. Any absence of a reply to a specific rejection, issue, or comment, or to any taking of official notice or reliance on common sense, however, does not signify agreement with or concession of that rejection, issue, comment, taking of official notice, or reliance on common sense. In addition, because the arguments made above are not exhaustive, there may be reasons for patentability of any or all pending claims that have not been expressed.

In view of the amendments and arguments provided herein, applicant submits that the application is in condition for allowance and requests early favorable action by the Examiner.

If the Examiner believes that a telephone conversation with the applicant's representative would expedite allowance of this application, the Examiner is cordially invited to call the undersigned at (508) 303-0932.

Respectfully submitted,

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Reg. No. 41,274

Fax No.: (508) 303-0005
Tel. No.: (508) 303-0932

/Michael A. Rodriguez/
Michael A. Rodriguez
Attorney for applicant
Guerin & Rodriguez, LLP
5 Mount Royal Avenue
Marlborough, MA 01752